

## Message Text

LIMITED OFFICIAL USE

PAGE 01 GENEVA 04398 161438Z

43

ACTION EB-11

INFO OCT-01 NEA-10 IO-13 ADP-00 AGR-20 CEA-02 CIAE-00

COME-00 DODE-00 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06

NSAE-00 NSC-10 PA-03 RSC-01 AID-20 CIEP-02 SS-15

STR-08 TAR-02 TRSE-00 USIA-15 PRS-01 OMB-01 RSR-01

/168 W

----- 102946

R 161410Z AUG 73

FM USMISSION GENEVA

TO SECSTATE WASHDC 1220

INFO AMEMBASSY NEW DELHI

LIMITED OFFICIAL USE GENEVA 4398

E.O. 11652: N/A

TAGS: ETRD, GATT, IN

SUBJ: INDIAN TARIFF CHANGES

REF: (A) STATE 153499 (B) NEW DELHI 9265

1. MISSION REVIEWED MAIN POINTS REFTEL A WITH INDIAN ECONMIN CHADHA AUG. 16. HIS REACTIONS WERE SIMILAR IN MOST RESPECTS TO THOSE OF BAGCHI AS REPORTED REFTEL B. SPECIFICALLY: (A) CHADHA SEES NO ALTERNATIVE TO ARTICLE XXV WAIVER FOR AUXILIARY DUTIES IF US INSISTS; HE CONSIDERS ONE YEAR WAIVER MINIMUM REALISTIC TIME PERIOD; HE WILL CONSULT GATT SEC RE PREPARATION OF DRAFT WAIVER FOR CIRCULATION IN ADVANCE NEXT GATT COUNCIL AND (B) CONCERNING ARTICLE XXVIII RENEGOTIATIONS, HE TOOK NOTE OF OUR INTEREST IN PARTICIPATING AND EXPECTS RECEIVE A GOI LIST OF COMPENSATORY OFFERS THIS FALL.

2. CONCERNING BOP CONSULTATIONS, CHADHA HOPED US WOULD BE SATISFIED WITH MINI-CONSULTATION TENTATIVELY  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 04398 161438Z

SCHEDULED SEPT. 27 (WITH THREE OTHER COUNTRIES), OR

ALTERNATIVELY HOLD FURTHER US-GOI BILATERAL CONSULTATIONS TO ANSWER ANY QUESTIONS US MAY HAVE. WE SAID WE HAD ALREADY NOTIFIED GATT SEC WE CONSIDERED SEPARATE FULL BOP CONSULTATION SHOULD BE SCHEDULED AND HAD PROPOSED EARLY OCT. WE DREW ATTENTION TO REQUIREMENT TO CONSULT IN GATT ABOUT ANY INTENSIFICATION OF RESTRICTIONS AND NOTED SUCH INTENSIFICATION HAS CERTAINLY OCCURRED, ESPECIALLY EXPANDED EMBARGO LIST WHICH HAS NOT BEEN NOTIFIED TO GATT.

3. RELEVANT PORTIONS OF REFTTEL A ALSO DISCUSSED WITH GATT SEC AUG. 14. SEC WILL TRY TO PERSUADE INDIAN MISSION TO CIRCULATE INFO ON EMBARGO LIST.

4. RE LAST SENTENCE PARA 3 REFTTEL, INDIA WAS WILLING HOLD BOP CONSULTATION IN 1971 BUT IT WAS DEFERRED BECAUSE OTHER COUNTRIES TO BE CONSULTED AT SAME TIME WERE UNPREPARED (REF GENEVA 4309, OCT. 4, 1971). DEFERRED CONSULTATIONS WERE NOT RESCHEDULED IN 1972 AT INITIATIVE OF DG AS PART OF HIS RESPONSE TO US INSISTENCE ON CUTS IN GATT BUDGET (REF GENEVA A-22, JAN. 15, 1972). MISGIVINGS BY SEVERAL CPS ABOUT BREACH OF FORMAL REQUIREMENTS OF ARTICLES XII AND XVIII LED ULTIMATELY TO ADOPTION OF NEW MINI-BOP PROCEDURES FOR CASES CPS WILLING TREAT ROUTINELY. (FOR NEW DELHI: UNDER "MINI-BOP" PROCEDURES, ANY SINGLE CP CAN TRIGGER A FULL BOP CONSULTATION IF IT WISHES. MINI PROCEDURES INVOLVE PRO FORMA CONSULTATION NORMALLY SIMPLY NOTING SUBMISSION OF MEMO ON NATURE OF CONTROL SYSTEM.)

5. GOI MEMO INTENDED FOR MINI-CONSULTATION HAS BEEN CIRCULATED AS BOP/137 DATED 6 JULY ENTITLED CONSULTATION UNDER ARTICLE XVIII: 12(B). IT DOES NOT REFER TO INDIAN EMBARGO LIST ALTHOUGH IT CONTAINS A SENTENCE ON PAGE 3 THAT "TRADING AND BUSINESS COMMUNITY IS INFORMED FROM TIME TO TIME ABOUT CHANGES IN LICENSING POLICY RELATING TO PARTICULAR COMMODITIES AND IN RULES OF PROCEDURE."

BASSIN  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 GENEVA 04398 161438Z

LIMITED OFFICIAL USE

NNN



## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 16 AUG 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** golinofr  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973GENEVA04398  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** GENEVA  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1973/newtext/t19730834/aaaaazcl.tel  
**Line Count:** 107  
**Locator:** TEXT ON-LINE  
**Office:** ACTION EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** (A) STATE 153499 (B) NEW DELHI 9265  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** golinofr  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 02 OCT 2001  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <02-Oct-2001 by eisnerah>; APPROVED <04-Dec-2001 by golinofr>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** INDIAN TARIFF CHANGES  
**TAGS:** ETRD, IN, GATT  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005